

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
**RL-254US**

In Re Application Of: **DABRE et al.**

Application No. <b>10/509,824</b>	Filing Date <b>3 April 2003</b>	Examiner <b>TBA</b>	Customer No. <b>26815</b>	Group Art Unit <b>TBA</b>	Confirmation No. <b>4355</b>
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Title: **TASTE MASKED COMPOSITIONS OF ERYTHROMYCIN A AND DERIVATIVES THEREOF**

Address to:  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

**OR**

☐ the fee set forth in 37 CFR 1.17(p).

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**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-0912** as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

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*William D. Hare*

Signature

Dated: 25 May 2005

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<b>INFORMATION DISCLOSURE CITATION</b>	Docket No.: RLL-254US	Serial No.: 10/509,824
	Applicants: DABP <i>et al.</i>	
	Filed: 9/30/2004	Group:

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A1	4,808,411	2/28/1989	Lu <i>et al.</i>	424	441	
	A2	5,919,489	7/6/1999	Saleki-Gerhardt <i>et al.</i>	424	501	

FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES   NO
	B1	WO 98/56357	12/17/1998	PCT	A61K	9/20	
	B2	WO 02/17885	3/7/2002	PCT	A61K	9/20	
	B3	EP 0 635 261	3/31/1999	EPO	A61K	9/16	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
	C1	Chemical Abstract of JP 2003104912 (XP002255954)

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	